

Anne Bos Callenbach

SHAREHOLDER

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With a focus on emerging energy, regulatory and administrative rate and tariff issues, Anne Bos Callenbach has devoted her career to offering her energy clients insight and guidance on a diverse range of regulatory, business and legislative matters.

The clients Anne represents are involved in all facets of the energy industry, from developers to end-use consumers. Clients she serves include investor-owned public utilities, energy producers, renewable energy developers, industrial and commercial users of energy services, rural electric cooperatives, pipelines, oil and gas gathering systems, energy marketers, energy industry organizers and Western Kansas irrigation associations.

Anne has extensive experience representing clients before the Kansas Corporation Commission and the Missouri Public Service Commission, including preparation of filings and testimony, negotiating multi-party settlements, presentation of oral arguments, preparing and cross-examining expert witnesses, and drafting briefs and pleadings for presentation to regulatory decision-makers.

She represents clients on a variety of state and federal regulatory issues, including regulatory compliance, ratemaking, mergers and acquisitions, certification, rate and tariff applications and general investigation or rulemaking proceedings.

For the last 15+ years, Anne has advised numerous renewable energy developers regarding the Federal and Foreign Investment Disclosure Act (AFIDA) and its state law equivalents, and she has developed compliance plans for clients subject to AFIDA's provisions.

In addition to her regulatory background, Anne has significant experience with the purchase and sale of energy assets, interconnection agreements and power purchase agreements. She has conducted due diligence, prepared and reviewed contracts for the transfer of interest in electric assets and obtained the necessary regulatory approvals for such transactions.

Anne also counsels energy developers and investors regarding project development, local permitting and mitigation of opposition groups.

Capabilities

- Energy
- Public Utilities & Energy Consumers
- Renewable Energy Project Development
- Energy Transactions
- Technology
- Telecommunications

Anne's most recent work involved the multi-year acquisition and regulatory approvals of a 780-mile 600 kV HVDC electric transmission line extending from Southwest Kansas into Indiana. She also recently guided a transmission-owning entity through the application and hearing process in both Kansas and Missouri for the acquisition of additional transmission assets.

Prior to joining Polsinelli, Anne served as Assistant General Counsel for the Kansas Corporation Commission and acted as chief trial counsel in numerous proceedings before the KCC.

Education

- Washburn University School of Law (J.D., 1997)
 - ABA Family Law Quarterly, Staff Editor, Washburn Pro Bono Clinic
- Missouri State University (B.A., 1994)
- London School of Economics and Political Science (1994)
 - London, England
- Cambridge University, St. Catherine's College (1993)
 - Cambridge, England

Bar Admissions

- Kansas, 1998
- Missouri, 2004

Court Admissions

- U.S. Court of International Trade
- U.S. District Court, Western District of Missouri
- U.S. District Court, District of Kansas

Memberships

- Federal Energy Bar Association
 - Midwest Chapter President, 2009-2010
 - Midwest Chapter Vice President, 2008-2009
- Kansas City Metropolitan Bar Association
- Kansas Corporation Commission
 - Assistant General Counsel, 1998-2004
- National Association of Regulatory Utility Commissioners
 - Advanced Regulatory Studies Program

Matters

- Representation of municipal energy agency in Kansas regulatory matters.
- Representation of large investor-owned electric utility before the Missouri Public Service Commission in a matter regarding an entity's request to transfer functional control of its Missouri electric transmission system to the Mid-continent Independent System Operator.
- Representation before the Missouri Public Service Commission of large industrial consumer of electricity to negotiate and maintain discounted rate schedule and

subsequent representation of the client to renegotiate special rate tariff.

- Representation of renewable natural gas client in application to the Missouri Public Service Commission to disclaim jurisdiction over the client's business operations.
- Representation of large Missouri hospital electric customer of Missouri utility in rate case proceedings before the Missouri Public Service Commission.
- Representation of large Generation and Transmission Cooperative in Missouri proceedings involving the merger of Kansas and Missouri investor-owned electric utilities.
- Advise clients regarding applicability of Agriculture Foreign Investment Disclosure Act and execute all required filings with U.S.D.A. to ensure client compliance.
- Represented Creditors' Committee of Energy Futures Holding Corp, et al., the seventh largest bankruptcy case ever filed, before the Texas Public Utilities Commission.
- Local counsel to major international renewable energy company on regulatory issues associated with operation of U.S. renewable energy facilities.
- Presented oral argument on behalf of an investor-owned electric utility before the Kansas Court of Appeals in *Citizens Utility Ratepayer Board v. The State Corporation Commission of the State of Kansas*, 47 Kan.App.2d 1112 (2012).
- Assist major electric utility in drafting, implementation and approval of comprehensive energy plan encompassing construction of a \$2 billion 850-MW base-load super critical electric generating facility, environmental upgrades to existing plant, wind resource development, demand side management programs and rate stability programs. During the implementation phase, assisted with multiple rate case(s) and various other regulatory issues.
- Represented major electric utility in analysis, planning, implementation and regulatory approvals for coal-fired electric generating facility retrofit.
- Assisted with developer of a 470 MW wind project in Kansas with qualifying for and obtaining MW exemptions from state public utility and rate regulation.
- Represented major investor owned utility with solar development initiatives, including regulatory and legislative issues.
- Acquisition of rural natural gas gathering and distribution facilities from bankruptcy and formation of a non-profit utility for major agricultural users in Western Kansas.
- Assisted wind developers with maintaining compliance with federal leasehold reporting requirements for over 30 wind energy projects in 12 states, with generating capacity of over 10,000 megawatts.
- Assisted electric cooperatives with multiple rate cases and other regulatory issues, including purchase power agreements (PPAs), and construction of gas turbine generation facilities.
- Assisted major electric cooperative with addressing rights and responsibilities under Notice to Construct (NTC) received by the Southwest Power Pool (SPP), and assisted with subsequent issues related to designating rights and responsibilities under the NTC to a large electric transmission company.
- Assisted with the preparations of legal opinions and certifications as to compliance with permits and state and local laws and regulations necessary to secure \$1.3 billion in financing for numerous wind projects in Missouri, Kansas, and Oklahoma.
- Advised major U.S. wind developer in the development, construction, and power sales for one of the largest wind farms in the Midwest, with total project size of approximately 250 MW.
- Represent rural gas users in the construction of multiple gas distribution systems, construction of an intrastate pipeline, and regulatory and corporate proceedings.
- Legislative counsel to public utilities on legislative changes involving gas supply and gas gathering access issues.
- Advises large chemical manufacturer regarding regulatory aspects of transportation and logistics surrounding chemical shipping by rail.

Publications

May 2025

AFIDA Penalties Are Coming: Costs for Renewable Development May Be More Than You Think

Co-Author, Pratt's Energy Law Report May 2025 Vol 25 No 5

January 9, 2025

AFIDA Penalties Are Coming: Costs for Renewable Development May Be More Than You Think

April 2024

U.S. Department of Agriculture Proposes Changes to AFIDA Regulations That Could Impact Renewable Energy Developers

Co-Author, Pratt's Energy Law Report: Vol 24-4

December 28, 2023

USDA Requesting Comments on New AFIDA Regulations that Could Impact Renewable Energy Developers